

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ERIN COMPARRI,

11 Plaintiff,

12 v.

13 DIVERSIFIED CONVEYORS
INTERNATIONAL LLC, et al.,

14 Defendants.

CASE NO. C20-1795JLR

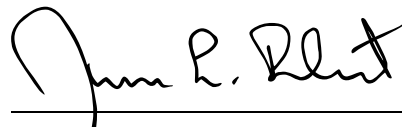
ORDER TO SHOW CAUSE

15
16 Before the court is Defendants Diversified Conveyors International LLC and DCI
17 Holdings, Inc.'s (collectively, "Defendants") notice of removal. (*See* Not. of Removal
18 (Dkt. # 1).) Having reviewed the complaint (Compl. (Dkt. # 1-1)) and the notice of
19 removal, the court finds that Defendants have failed to allege an adequate basis for
20 subject matter jurisdiction. The court therefore ORDERS Defendants to show cause by
21 January 4, 2021, why this matter should not be remanded to state court for lack of subject
22 matter jurisdiction.

1 Defendants assert that the court's jurisdiction is based on diversity of citizenship
2 under 28 U.S.C. § 1332. (Not. of Removal ¶ 8.) The party invoking jurisdiction must
3 allege facts that establish the court's subject matter jurisdiction. *Lujan v. Defs. of*
4 *Wildlife*, 504 U.S. 555, 560-61 (1992). Federal diversity jurisdiction requires complete
5 diversity of citizenship between the parties, where each of the plaintiffs is a citizen of a
6 different state than each of the defendants. *See Morris v. Princess Cruises, Inc.*, 236 F.3d
7 1061, 1067 (9th Cir. 2001). A limited liability company has the citizenships of all its
8 members. *See Johnson v. Columbia Props. Anchorage, LP*, 437 F.3d 894, 899 (9th Cir.
9 2006). While Defendants state that Diversified Conveyors International LLC is
10 "incorporated in the State of Tennessee and [has its] principal place of business in the
11 State of Tennessee" (Not. of Removal ¶ 12), Defendants make no representation as to the
12 citizenships of Diversified Conveyors International LLC's members (*see id.*). Thus, as it
13 stands, Defendants have not properly established diversity of citizenship.

14 Accordingly, the court ORDERS Defendants to show cause why this case should
15 be not remanded for lack of subject matter jurisdiction. If Defendants fail to provide the
16 court with the information described above by January 4, 2021, the court will remand this
17 matter to state court.

18 Dated this 22nd day of December, 2020.

19
20 

21 JAMES L. ROBART
22 United States District Judge